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IFW

ATTORNEY DOCKET NO. 10031296-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): John F. McEntee et al.

Serial No.: 10/817,566

Examiner: Samuel P. Siefke

Filing Date: April 1, 2004

Group Art Unit: 1743

Title: METHODS OF DETERMINING A QUALITY OF AN ARRAY SUBSTRATE

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- ☐ Response/Amendment ☐ Petition to extend time to respond  
☐ New fee as calculated below ☐ Supplemental Declaration  
☒ No additional fee (Address envelope to "Mail Stop Amendments")  
☒ Other: Response to Restriction Requirement (Fee \$\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS		MINUS		= 0	X 50	\$ 0
INDEP. CLAIMS		MINUS		= 0	X 200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ 300	\$ 0
EXTENSION FEE	1 <sup>ST</sup> MONTH 120.00 <input type="checkbox"/>	2 <sup>ND</sup> MONTH 450.00 <input type="checkbox"/>	3 <sup>RD</sup> MONTH 1020.00 <input type="checkbox"/>	4 <sup>TH</sup> MONTH 1590.00 <input type="checkbox"/>		\$ 0
OTHER FEES						\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

"Express Mail" label no. EV 954 014 360 US

Date of Deposit: July 25, 2007

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

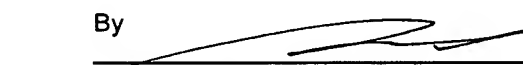
Typed Name: Sandra D. Hunter

Signature: 

Respectfully submitted,

John F. McEntee et al.

By

  
Bret E. Field for Young-Ping Hwung  
Attorney/Agent for Applicant(s)

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Date: July 25, 2007

Telephone No. (650) 327-3400



VIA EXPRESS MAIL NO. EV 954 014 360 US		
<b>RESPONSE TO RESTRICTION REQUIREMENT</b>  Address to: Commissioner for Patents P.O. Box 1450 Arlington VA 22313-1450	Attorney Docket Confirmation No.	10031296-1 3801
	First Named Inventor	John F. McEntee
	Application Number	10/817,566
	Filing Date	April 1, 2004
	Group Art Unit	1743
	Examiner Name	Samuel P. Siefke
	Title	Methods of Determining a Quality of an Array Substrate

Dear Sir:

This communication is responsive to the office communication dated June 27, 2007.

In the above referenced office communication, the Examiner imposed a restriction requirement, requiring the election of the claims of either:

Group I, i.e., Claims 1-19; or

Group II, i.e., Claims 20-22;

for further prosecution in this application.

The Applicants hereby elect Group I **with traverse**.

The Applicants also respectfully urge the Examiner to rejoin the claims of Group II with the elected claims of Group I for examination in this application for the following reasons.

The MPEP allows an Examiner to examine otherwise patentably distinct sets of claims if to so would not impose an undue burden on the Examiner. M.P.E.P. § 8.03 states that:

**If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions.**

In the present case, elements of the claims of Group I are found in the remaining claims of Group II. As such, it is believed that the search for the claims of